IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO. 1077 OF 2005

Krishnakant Ranchoddas Lotia ..Appellant

versus

Recovery Officer of DRT & Ors. ..Respondents

Mr. R. V. Govilkar for the Appellant.

Mr. J. Daniel for the Respondent No.2.

CORAM : DR. S. RADHAKRISHNAN &
S. J. VAZIFDAR, JJ.

DATE : 13TH APRIL, 2006

P.C. :

1. Heard learned counsel for the Appellant and the Respondent No.2 After hearing the parties for some time, Counsel for the Appellant seek leave to withdraw this Appeal with liberty to approach DRAT to challenge the order dated 10.3.2004 of DRT. Under the circumstances, the Appeal is allowed to be withdrawn and dismissed as such with the aforesaid liberty to the Appellant to approach the DRAT by way of Appeal. Ad interim order granted by this Court

on 1.12.2005 to continue upto 6.5.2006. In view of the dismissal of the Appeal, no order on the Notice of Motion. The same stands dismissed.

2. All Concerned parties to act on authenticated copy of this order.

(DR. S. RADHAKRISHNAN, J.)

(S. J. VAZIFDAR, J.)